

Our Docket No.: 003543.P002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hui Bui

09/316,851 Application No.:

Filed: May 21, 1999

CONSTANT OCULAR PRESSURE For:

ACTIVE INFUSION SYSTEM

Examiner: M. Thompson

Art Group: 3763

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RESPONSE TO THE OFFICE ACTION

Assistant Commissioner for Patents Washington, DC 20231-9998

Sir:

In the Office Action dated May 23, 2000, the Examiner contends that Applicant claims two distinct inventions in the above-identified United States Patent Application; namely, Claims 1-23, drawn to a medical system for irrigation, classified in class 604, subclass 131 (Group I) and Claims 24-32, drawn to methods for controlling pressure, classified in class 604, subclass 30 (Group II). Thus, pursuant to 35 U.S.C. § 121, the Examiner requires Applicant to restrict his Application to one of the alleged two inventions. In compliance with 35 U.S.C. § 121, Applicant elects the *first* group (claims 1-23).

In view of the foregoing, Applicant requests examination of the elected claims.

Examination at the Examiner's earliest convenience is respectfully solicited.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: June 21, 2000

Reg. No. 39,018

12400 Wilshire Boulevard, Seventh Floor Los Angeles, California 90025 (714) 557-3800

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant commissioner for Patents, Washington, D.C. 20231 on: June 2, 2000.

06/21/00 Date

WWS/lbl 1 003543.P002

GP3762

PTO/SB/21 (12/97)

Approved for use through 9/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| 9 | | Examiner Name | | | | |
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TALE FEE TRANSMIT for FY 2000

Patent fees are subject to annual revision.

Small Entity payments <u>must</u> be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

See 37 C.F.R §§ 1.27 and 1.28.

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